

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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MICHAEL H. SUSSMAN, BENNETT
WEISS, MAURY KNIGHT and
DEMOCRATIC ALLIANCE OF
ORANGE COUNTY,

NOTICE OF APPEAL

Plaintiffs,

-vs-

07 Civ 3793 (CLB)
ECF Case

BRIAN A. CRAWFORD, GARRISON
COMMANDER and UNITED STATES
MILITARY ACADEMY AT WEST POINT,

Defendants.

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PLEASE TAKE NOTICE that plaintiffs appeal to the United States Court of Appeals
for the Second Circuit from the Decision and Order of Hon. Charles L. Brieant denying their
request for Rule 65 relief seeking an order allowing to peacefully march at United States Military
Academy at West Point on graduation day, May 26, 2007.

Dated: May 18, 2007

Respectfully submitted,

STEPHEN BERGSTEIN (6810)

BERGSTEIN & ULLRICH, LLP
15 Railroad Avenue
Chester, New York 10918
(845) 469-1277
Counsel for plaintiffs

To: Mara E. Trager, Esq.
Assistant United States Attorney
86 Chambers Street
New York, N.Y. 10007
Counsel for defendants

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AFFIRMATION OF SERVICE

I, Stephen Bergstein, hereby affirm that on May 18, 2007, I faxed and mailed a copy of the attached Notice of Appeal on counsel for defendants at the below address:

Mara E. Trager, Esq.
Assistant United States Attorney
86 Chambers Street
New York, N.Y. 10007
Counsel for defendants

STEPHEN BERGSTEIN